IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 12195 of 2004

Between:

Moulvi Alhaj Khaja Qureshi, S/o. M.P. Qureshi,
R/o. 23-6-629/630, Bela Chandulal, Hyderabad.

..... PETITIONER

AND

The Chief Executive Officer, A.P. State Wakf Board, Haj House,
Nampally, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ Order or Direction more particularly one in the nature of writ of *Mandamus,* declaring the inaction of the respondent for not considering the application dt. 06-04-2004 submitted by the petitioner is illegal, void and ultravires or to pass any other order or orders as deem fit and proper in the interest of justice and equity.

Counsel for the Petitioner: Mr.Nazir Ahmed Khan

Counsel for the Respondent : Sri A.M.Qureshi

The Court at the admission stage made the following ORDER:

This writ petition is filed by the petitioner, who was appointed as a Secretary of the Managing Committee of Masjid Himmityar Jung (Masjid Begum) by proceedings dated 25-07-2002 for a period of one year by the respondent to manage the wakf property.

According to the petitioner, the term of the Managing Committee was for a period of one year and that period had expired by 24-07-2003, but however, the respondent neither reappointed the same committee by extending the period by another year nor appointed a new committee. Now the erstwhile members of the Managing Committee are looking after the management of the wakf property, therefore, the petitioner and other members of the Managing Committee made a representation dated 06-04-2004 seeking reappointment of the erstwhile Managing Committee for another term to manage the wakf properties, but, no orders are passed disposing of the representation of the petitioner, hence, the present writ petition.

Heard both sides.

Admittedly, the Managing Committee appointed by the respondent for the wakf property had expired by 24-07-2003, thereafter, there was no official Managing Committee and in the absence of official Managing Committee, the erstwhile Managing Committee is continuing to look after the management of the wakf property. Even though a representation is said to have been made by the erstwhile members of the Managing Committee, the respondent has not taken any decision.

Under the above circumstances, the writ petition is disposed of, directing the

respondent to dispose of the representation filed by the petitioner and appoint a Committee of Management to look after and manage the affairs of the wakf, expeditiously, within a period of four weeks from the date of receipt of a copy of this order.

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15-07-2004

Note:Furnish C.C in three days

b/o

vrn

To

1. The Chief Executive Officer, A.P. State Wakf Board, Haj House, Nampally, Hyderabad.
2. Two C.D. Copies.